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Customer Number

Patent
Case No.: 59412US002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: ROBRECHT, MICHAEL J.

Application No.: 10/748880

Confirmation No.: 8440

Filed: December 30, 2003

Title: PASSIVE LIGHT STYLUS AND USER INPUT DEVICE USING SAME

RESPONSE TO RESTRICTION REQUIREMENT—ELECTION OF SPECIES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Examiner's office action dated November 30, 2006, Applicants provisionally elect to prosecute species 3, exemplified in Figs. 4(a) and 4(b) and described by claim 20. Applicants submit that claims 1, 29 and 34 are generic to the elected species.

The requirement for election of species is traversed, and reconsideration is respectfully requested. It is felt that a search of the classes appropriate to the elected species would include the Patent Office classes in which the non-elected species would be searched.

It is respectfully urged that the claims now pending before the Examiner are in condition for allowance. A notification of allowability is respectfully solicited.

Respectfully submitted,

9 Feb. 2007
Date

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Office of Intellectual Property Counsel
3M Innovative Properties Company
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